

**Fire Safety Code Board
Of Appeal and Review
May 8, 2012**

The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday May 8, 2012. Present were Chairman Newbrook and Commissioners Dias, Walker, Sylvester and Burlingame. Vice Chairperson Filippi and Commissioners Pearson, Jasparro, Jackson, Blackburn and Richard were absent. Also present were Executive Director Thomas B. Coffey, Jr. and Deputy Director Carol Marsella.

The following cases were heard:

APPEAL #090138A: Mr. Lucien St. Pierre, for the property located at 324 North Main Street, North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Walker, to grant the following relief. The Applicant is directed to install the required portable fire extinguishers and exit signs within thirty (30) days. The Applicant is granted time to install a compliant local fire alarm system within this facility prior to the re-occupancy of the vacant business space and apartment in this facility. The motion was unanimous.

APPEAL #080179: Administrator Sandra Lacross, for the property located at 85 Ethan Street in Warwick. DSFM Kaitlyn Foley appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Burlingame, To grant the Applicant's requested variances. The motion was unanimous.

APPEAL #120039: Mr. Kenneth Johnson, Sr., for the property located at 10 Boswell Trail in Foster. DSFM Michael Macaruso appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Sylvester, to grant the following relief. The Applicant is directed to correct violation #12-115-VN by installing a domestically supplied sprinkler head over the boiler of this facility. The Applicant is granted a variance to not install a hood and duct system with fire extinguishing equipment over the stove of this facility, provided he cleans the exhaust fan and limits the cook top to heating and boiling, so as not to produce grease-laden vapors. The Applicant is directed to either remove the grill or disable it, at the direction and to the satisfaction of the State Fire Marshal's Office. The motion was unanimous.

APPEAL #090085: Ms. Irene Malo, for the property located at 73-75-77-79 Winthrop Street in Woonsocket. ADSFM Michael Morin appeared for the Woonsocket Fire Marshal's Office. The Applicant's son appeared and testified that the owner of the building plans to convert it into a three-family dwelling. Commissioner Burlingame

made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days to present a plan of action to the Woonsocket Fire Marshal's Office for either code compliance for the current four-unit building or plans for turning this into a three-family dwelling. The Applicant is further granted a time variance of 120 days to implement those plans. The Woonsocket Fire Marshal's Office may extend the above time for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

APPEAL #090022: Warwick Central Baptist Church, for the property located at 3270 Post Road in Warwick. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Burlingame made a motion, seconded by Commissioner Sylvester, to grant the Applicant a time variance to allow the Applicant's architect time to review the Fire Marshal's deficiency report and prepare a plan of action for the correction of the deficiencies in this facility. This matter is held over to June 26. The motion was unanimous.

APPEAL #090069: The Key Program, Inc., for the property located at 139 Knight Street in Providence. DSFM Cynthia Dehler appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Dias, to grant the Applicant's request for variances on the basis of structural hardship. The motion was unanimous.

APPEAL #100010: Rhode Island College, for the property located at

600 Mount Pleasant Avenue in Providence. (Browne Hall) Deputy State Fire Marshals Cynthia Dehler and Eric Kiernan appeared for the State Fire Marshal's Office. The Applicant testified that the deficiencies in this facility have been corrected. The State Fire Marshal's Office will re-inspect to verify.

APPEAL #100011: Rhode Island College, for the property located at 600 Mount Pleasant Avenue in Providence. (Thorp Hall) Deputy State Fire Marshals Cynthia Dehler and Eric Kiernan appeared for the State Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioners Walker and Burlingame, to grant the Applicant a variance in the means of egress that traverses through the adjoining shower rooms. The Applicant is granted a time variance of thirty (30) days to present a plan of action for the correction of the means of egress into the courtyard of this facility, and an additional 120 days in which to implement that plan. The State Fire Marshal's Office is granted the authority to extend the time for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100082: Rhode Island College, for the property located at 600 Mount Pleasant Avenue in Providence. (Weber Hall) Deputy State Fire Marshals Cynthia Dehler and Eric Kiernan appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Burlingame, to grant the Applicant a time variance of thirty (30) days to present a plan of action for the

correction of the means of egress into the courtyard of this facility, and an additional 120 days in which to implement that plan. The State Fire Marshal's Office is granted the authority to extend the time for good faith efforts being shown by the Applicant. The motion was unanimous.

Subcommittee recommendations:

APPEAL #120044 for the property located at 120 Main Road in Tiverton. Commissioner Sylvester made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of thirty (30) days from the date of the decision to present a plan of action to the Tiverton Fire Marshal's Office for the relocation of the cited dumpster and an additional 150 days in which to implement that plan. The Tiverton Fire Marshal's Office is granted the authority to extend the above time for good faith efforts being demonstrated by the Applicant. The motion was unanimous.

Old Business: Request by ADSFM Steven Parent of the Pawtucket Fire Marshal's Office for clarification of section 13.8.8.2 (key box requirement) as it applies to a three-family dwelling. Executive Director Thomas Coffey, Jr., Esq., noted that per the Rhode Island General Laws, a Marshal cannot enforce the installation of a key box in a three-family dwelling; however, a Marshal is not precluded from explaining its function to the homeowner and recommending its installation.

Respectfully submitted

Carol Marsella